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## UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

In re

Chapter 11 Case No.

LEHMAN BROTHERS HOLDINGS INC, et al.,

08-13555 (JMP)

Debtors.

(Jointly Administered)

**CLAIM TO RECLASSIFIED** 

Creditor Name and Address:

Diccianni, Charles 53 Wedgewood Drive Goshen, NY 10924 Tele: 8454699626 Cell: 9174552742 Claim Number: 12314 Date Filed: 9/14/2009

Debtor:

08-13555

Classification and Amount:

PRIORITY: \$96,068.00

This letter is in response to reclassification of my claim to equity interest and object to such reclassification for the following reasons:

- ---- None of my claim \$96,068 was in the form of bonus or any other type of additional compensation. All of the money claimed was earned from sales commissions and was reduced from my compensation.
- --- I had no control, nor any say, of such deductions from my compensation.
- --- I am an employee, not a managing director, having no direct ownership with the firm.

Thank you for your consideration. I am 65 and hope to retire next year:

Sincerely.

Observations of the Company

Charles Diccianni

Dated 12/31/2010

Addressed to and sent certified mail:

- -The Chambers of the Honorable James M. Peck, One Bowling Green, New York, NY 10004, Courtroom 601;
- -Attorneys for the Debtors, Weil Gotshal & Manges LLP, 767 Fifth Avenue, New York, NY 10153 (attn: Shai Waisman, Esq. and Mark Bernstein, Esq.);
- -The Office of the United States Trustee for the Southern District of New York, 33 Whitehall Street, 21st Floor, New York, NY 10004 (Attn: Andy Velez-Rivera, Esq., Paul Schwartzberg, Esq., Brian Masumoto, Esq., Linda Riffkin, Esq., and Tracy Hope Davis, Esq.)
- -Attorneys for the Official Committee of Unsecured Creditors appointed in these cases, Milbank, Tweed, Hadley & McCoy LLP, 1 Chase Manhattan Plaza, New York, NY 10005 (Attn: Dennis F. Dunne, Esq., Dennis O'Donnell, Esq., and Evan Fleck, Esq.)